

UNITED STATES DISTRICT COURT, EASTERN DISTRICT OF NEW YORK

United States of America

Case No.

23 CR 191 (HG)

v. Dacheng Lu aka Bruce Defendant

ORDER SETTING CONDITIONS OF RELEASE AND APPEARANCE BOND

RELEASE ORDER

It is hereby ORDERED that the above-named defendant be released subject to the Conditions of Release below and:

- ☐ On Personal Recognizance on the defendant's promise to appear at all scheduled proceedings as required, or
☒ Upon Bond executed by the defendant in the amount of \$ 1,000,000.00, which shall be
☐ unsecured; ☐ cosigned by the financially responsible sureties identified on this bond;
☒ secured by Collateral set forth on the Appearance Bond Supplement.

CONDITIONS OF RELEASE

IT IS ORDERED that the defendant's release is subject to the following conditions, which the Court finds are the least restrictive conditions necessary to reasonably assure the appearance of the defendant as required and the safety of any other person and the community:

- (1) The defendant must appear in court as required and surrender as directed for service of any sentence imposed.
- (2) The defendant must not commit a federal, state or local crime while on release.
- (3) The defendant must cooperate in the collection of DNA sample if it is authorized by 34 U.S.C. § 40702.
- (4) The defendant must advise the Court in writing before making any change in residence or telephone number.
- (5) The defendant must not possess a firearm, destructive device or other dangerous weapon.
- (6) The defendant must not use or unlawfully possess a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed medical practitioner. Marijuana is still prohibited under federal law.
- (7) As marked below, the defendant must also:
 - ☒ (a) submit to pretrial supervision and report to Pretrial Services as directed. The defendant is subject to random home contacts and verification of employment as deemed appropriate to monitor compliance with the conditions of release. The defendant shall notify Pretrial Services as soon as possible of any arrests.
 - ☐ (b) ☐ continue or actively seek employment. ☐ continue or start an education and/or vocational program.
 - ☒ (c) surrender any passport to Pretrial Services by _____ and not obtain a passport or any international travel document.
 - ☒ (d) not leave the following areas except for travel to and from court: ☒ New York City; ☒ Long Island; ☐ New York State; ☐ New Jersey; ☐ Continental United States; ☐ as approved by Pretrial Services; ☐ other: _____
 - ☒ (e) not have any contact with the following individual(s), location or entity: Co-defendant + victims *Parent + witness*
 - ☐ (f) maintain residence at: _____ or at a location approved by Pretrial Services.
 - ☐ (g) undergo testing, evaluation and/or treatment for substance abuse as directed by Pretrial Services.
 - ☐ (h) undergo evaluation and treatment for mental health problems, as directed by Pretrial Services.
 - ☐ (i) be subject to the following component of location monitoring, with technology as determined by Pretrial Services:
 - ☐ (i) Curfew – restricted to residence ☐ daily from _____ to _____; or ☐ as directed by Pretrial Services.
 - ☐ (ii) Home Detention – restricted to residence at all times, except for court appearances, court-ordered obligations, attorney visits, religious services, medical appointments, employment, education, substance abuse/mental health services and other activities approved in advance by Pretrial Services. Additionally, the Court permits: _____
 - ☐ (iii) Home Incarceration – 24-hour lock-down at residence, except for medical necessities, court appearances, and any other activities ordered by the Court.
 - ☐ (iv) Stand Alone Monitoring – no residential restrictions; this condition will be used in conjunction with global positioning system (GPS) technology.
 - ☐ (j) pay all or part of cost of location monitoring, based on ability to pay as determined by Pretrial Services.
 - ☒ (k) refrains from filing claims directly or indirectly to Medicare or Medicaid

<i>, Surety</i>	<i>Address</i>	<i>Date</i>
<i>, Surety</i>	<i>Address</i>	<i>Date</i>
<i>, Surety</i>	<i>Address</i>	<i>Date</i>

Release of the Defendant is hereby ordered on

Docket No. 23cr-191(HG)PAGE 23 OF 3

Appearance Bond Supplement

Defendant: Dacheng Lu Amount of Bond: \$ 1,000,000.00

The following surety or sureties, which may include the defendant, acknowledge that they have read the Order Setting Conditions of Release and Appearance Bond or had these conditions explained to them. They further acknowledge that they, jointly and severally, are bound to pay the United States of America the sum of the amount of the bond as set forth in that Order. Their obligation shall be secured by their interest in the following Collateral:

- ☐ Cash deposited in the Registry of the Court in the sum of \$ _____ ;
- ☒ Property (premises, securities, bonds or other asset) identified below;
- ☐ For any premises, the surety agrees to execute a confession of judgment, mortgage or lien in form approved by the U.S. Attorney's Office, to be duly filed with the proper local or state authorities on or before _____ .
- ☐ For any securities, bonds or other assets, the surety agrees to have the property restrained.

Each owner of the Collateral agrees not to sell the property, allow further claims or encumbrances to be made against it, or do anything to reduce its value while the Appearance Bond is in effect.

Signature	Address	Date	Acknowledged Before
<u>Sara Song</u> , Surety	<u>NY</u>	<u>1/1</u>	
<u>Dacheng Lu (Off.)</u> , Surety			USMJ
			USMJ
			USMJ
			USMJ
			USMJ
			USMJ

Signed and Acknowledged by all the above sureties before me on _____, 20____, USMJ.

The bond shall be secured by the interest of the surety in the following property or properties:

posted

Property located at: _____

Owned by: _____

Property located at: _____

Owned by: _____

Property located at: _____

Owned by: _____